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October 2006

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In re Application of:  
ANANDAN et al.  
Serial No.: 10/815,020  
Filed: March 31, 2004  
Attorney Docket No.: **OLIT1100**

:  
: *SUA SPONTE*  
: DECISION WITHDRAWING HOLDING OF  
: ABANDONMENT

This is a decision, *sua sponte*, withdrawing the holding of abandonment of the above-identified application.

The application was held abandoned for failure of the examiner to consider the response filed August 2, 2005 as a bona fide attempt at a proper reply to the non-final Office action mailed June 15, 2005.

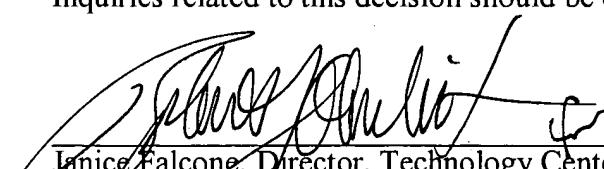
A review of the written record indicates that the response addresses the objections and rejections of the Office action. The response also makes reference to specific claim amendments, although the claims were not amended.

MPEP 714.03 states where an amendment substantially responds to the rejections, objections, or requirements in a non-final Office action (and is a bona fide attempt to advance the application to final action) but contains ... a serious deficiency (e.g., the amendment is unsigned or does not appear to have been filed in reply to the non-final Office action), the examiner should if there is insufficient time remaining, issue an Office action setting a 1-month time period to complete the reply pursuant to 37 CFR 1.135(c).

For the above stated reason, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. The application is restored to pending status.

The application file is being forwarded to the examiner for consideration of the response.

Inquiries related to this decision should be directed to Jose' G. Dees at (571) 272-1569.

  
Janice Falcone, Director, Technology Center 2800  
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